

Associate General Counsel • Legal & Regulatory Affairs 1771 N Street, NW • Washington, DC 20036-2891 (202) 429-5460 • Fax: (202) 775-3526 bivins@nab.org

July 26, 2005

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 Twelfth Street, S.W. Washington, D.C. 20554

Re: MB Docket No. 05-49.

Dear Ms. Dortch:

Today the undersigned representing the National Association of Broadcasters had a phone conversation with Eloise Gore of the Media Bureau in which the Commission was directed to part 76.1506 of its rules as further support for NAB's position that in determining "significantly viewed" status going forward, the appropriate measure should be based upon viewership in households that do not receive television signals from multichannel video programming distributors.

Please direct any questions concerning this matter to the undersigned.

Respectfully submitted,

Dejan J. P. Juis

cc: Eloise Gore